

31449
SEC

SERVICE DATE - NOVEMBER 20, 2000

SURFACE TRANSPORTATION BOARD

DECISION

STB Finance Docket No. 33836

CITY OF MARSHFIELD, WI
-ACQUISITION EXEMPTION-
WISCONSIN CENTRAL LTD.

Decided: November 16, 2000

On December 15, 1999, the City of Marshfield, WI (City), through the Wisconsin Department of Transportation (WisDOT), filed a petition under 49 U.S.C. 10502 for an exemption from the prior approval requirements of 49 U.S.C. 10901 and other pertinent provisions of Subtitle IV of Title 49, as enacted in the ICC Termination Act of 1995, in order to acquire, by agreement or local eminent domain authority, an interest in the real estate that underlay a segment of passing and side tracks of the Wisconsin Central Ltd. (WCL). The City also filed a motion to dismiss its petition, arguing that the Board lacked authority in this matter. WCL moved to dismiss the case on other grounds, and the City replied.

By letter filed November 13, 2000, the City and WCL now jointly request an order dismissing the matter because the parties have entered into a settlement agreement which they say moots the matter before the Board. The request will be granted, and the proceeding will be discontinued.

It is ordered:

1. The parties' request is granted and this proceeding is discontinued.
2. This decision is effective on the service date.

By the Board, Vernon A. Williams, Secretary.

Vernon A. Williams
Secretary